

FILED

United States v. Meyer, 05-50847

MAR 07 2008

TALLMAN, Circuit Judge, concurring in the judgment:

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

For the reasons expressed in my dissent to the decision in *United States v. Fabricant*, 240 Fed. App'x 244 (9th Cir. 2007), I would affirm. However, I am bound by the law of the case and I join in the judgment as to co-defendant Rachel Lee Meyer.